

Draft Criteria to Evaluate State NPDES Permitting Program
1/22/2018

Draft criteria related to quality of NPDES permits

- Permitting quality review (PQR) action items adequately addressed.
- Reasonable potential analysis (RPA) results in WQBELs developed consistent with WQS.
- Wasteload allocations (WLAs) properly applied to wastewater, stormwater, and industrial permits.
- RPA conducted for WET and limits established consistent with WQS.
- Antidegradation and anti-backsliding analyses conducted consistent with WQS.
- Mixing zones calculated properly and in accordance with WQS.
- Compliance schedules established properly and in accordance with WQS.
- Pretreatment requirements applied appropriately in permits.
- OTHERS?

Draft criteria related to program administration

- Rules reflect Clean Water Act requirements (i.e. E-Reporting, including biosolids use and disposal, SSM Rule, public notice requirements, dental amalgam, etc.).
- Program adheres to MOA conditions, including providing EPA proper time to review permits and providing appropriate forms to EPA (e.g. biosolids/pretreatment, if applicable).
- Permit writers provided with basic and advanced technical training.
- Permit writers able to defend challenged or litigated permits.
- OTHERS?

Draft criteria related to permit issuance

- Permit % current consistent with national objective (>83%).
- Permit % current consistent with regional objective (>78%).
- Meets state-proposed and EPA-agreed upon permit issuance 106 Work Plan commitments and committed priority permits
- Contractor/In-kind supported permits issued in a timely manner (i.e. within 6 months of delivery of the contractor drafted permit).
- OTHERS?

Draft criteria related to innovation

- Program demonstrates improvement in receiving water quality as a result of NPDES program (e.g. 303(d) de-listing).
- Permit program supports technical, managerial and financial capacity (TMF) of small systems through outreach and training.
- Asset management planning required for wastewater or stormwater permits.
- Permits find innovative ways to encourage water reuse.
- Permit writers involved in TMDL development process.
- Incorporation of green infrastructure in MS4 permits.
- OTHERS?